

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 890 of 2007

DATED: 19.4.2007

Between:

P.Satyanarayana & another petitioners

And

The General manager,
Andhra Bank, Personnel Department
Head office, Saifabad, Hyderabad & ano Respondents

-
THE HON'BLE MR JUSTICE N.V. RAMANA

-
WRIT PETITION NO : 890 of 2007

-
ORAL ORDER:

-
This writ petition is filed questioning the action of the respondents in not regularizing the services of the petitioners as sub staff in respondent bank as illegal and arbitrary.

The petitioners claim that they have been working as sub staff in the respondent bank for the last so many years and their names are also figuring in the approved panel of temporary sub staff of East Godavari district at serial no.3 and 20 respectively. Earlier the petitioners filed W.P. No. 15929 of 2001 questioning the action of the respondent bank in not considering their cases for regularization and the said writ petition was disposed of by order dated 6.8.2001 directing the respondents to consider their cases subject to availability of vacancies. The petitioners allege that though they were shown at serial nos.3 and 20 in the seniority list of temporary sub staff, and in spite of the directions of this Court in W.P.No. 15929 of 2001, they are not being considered for appointment on permanent basis and their juniors belonging to 1995 batch were being considered. Hence, the present writ petition.

The respondent bank filed a counter affidavit *inter-alia* stating that during the course of conciliation proceedings a settlement dated 9.1.1995 was entered into by the bank with the recognized unions and in terms of the said settlement and the guidelines prescribed by the Government of India vide letter dated 16.8.1990, a district wise panel of temporary employees was prepared and published for absorption in regular vacancies. It is specifically stated that while preparing the district wise seniority list in the year 1995, the earlier panels were merged with the district wise panel by taking due care and protecting

the seniority of the temporary sub staff. It is specifically stated that earlier the respondent bank had two zones in East Godavari district viz., Kakinada and Rajahmundry zones and in reorganization the said two zones were merged into one zone viz Kakinada zone. In the district wise list prepared in the year 1995, the petitioners were placed at serial nos. 48 and 25 respectively. It is stated that petitioners cannot seek absorption on out of turn basis and their cases will be considered for absorption as per their seniority.

Learned standing counsel for respondent bank on instructions submitted that the cases of the petitioners would be considered for regularization in the existing and future vacancies as per their turn.

Heard learned counsel for petitioner and learned Standing Counsel for respondent bank. Both counsel agreed for disposal of the writ petition at the admission stage.

Having regard to the statement of the learned standing counsel for respondent bank that the cases of the petitioners for absorption will be considered as per their turn in the combined seniority list, the writ petition is disposed of with the following direction.

The respondents are directed to consider the cases of the petitioners for absorption in terms of the combined seniority list prepared in the year 1995 and pass appropriate orders in accordance with law.

Accordingly, the writ petition is disposed of. No costs.

DATE: 19.4.2007
TVK

N.V.RAMANA,J

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 890 of 2007

DATED: 19.4.2007